

BORA LASKIN LAW LIBRARY



31761 10084966 0

ON

PUBLIC POLICY FORMATION



LAW LIBRARY

NOV 12 1979

FACULTY OF LAW
UNIVERSITY OF TORONTO

SECOND DRAFT EDITION

CASE STUDIES, READINGS AND MATERIALS
ON
PUBLIC POLICY FORMATION

Hon. Donald S. Macdonald

W. Jack Millar

J. Robert S. Prichard

Faculty of Law
University of Toronto

VOLUME II

September, 1979

These materials have been prepared for the exclusive use
of students at the Faculty of Law, University of Toronto.

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/casestudiesreadi02macd_0

PART D: THE MULTILATERAL TRADE NEGOTIATIONS CASE STUDY

1. BACKGROUND DOCUMENT

1. Multilateral Trade Negotiations, September, 1977.

11. PRIMARY DOCUMENTS

A. Required Readings:

1. The General Agreement on Tariffs and Trade, 1969, preamble, Art. I, II, III, IV, XI, XVII, XIX, XXIII.
2. Declaration of Ministers Approved at Tokyo, September 14, 1973.
3. Government of Canada, Multilateral Trade Negotiations, 1973-79, pp. 4-5.
4. GATT Membership
5. News Release of the Department of Industry, Trade and Commerce, November 15, 1973.
6. Press Release of the Prime Minister's Office, May 5, 1977.
7. Canadian Trade and Tariffs Committee, Summary Report on Activities Concerning the Private Sector, 15 November, 1973 -- 30 November, 1977.
8. Canadian Trade and Tariffs Committee, Multilateral Trade Negotiations Situation Report as of December 1, 1977.
9. News Release of the Office of the Coordinator Multilateral Trade Negotiation, January 19, 1978.
10. Economic Council of Canada, Looking Outward: A New Strategy for Canada (1975), pp. 185-191.
11. Report of the Special Task Force on the Textile and Clothing Industry, Toronto Star, July 8, 1978.
12. "Howe Research study asks re-examination of textiles industry", Globe and Mail, July 11, 1978.

III. RELATED READINGS

(i) Introductory MaterialA. Required Readings:

1. Ronald J. Wonnacott, Canada's Trade Options (1975), p. xvi.
2. Ronald J. Wonnacott, Canada's Trade Options (1975), pp. 3-12.
3. Economic Council of Canada, Looking Outward: A New Strategy for Canada (1975), pp. 40-46.
4. Economic Council of Canada, Looking Outward: A New Strategy for Canada (1975), pp. 134-137.
5. Economic Council of Canada, Looking Outward: A New Strategy for Canada (1975), pp. 86-90.
6. Office of the Coordinator, Multilateral Trade Negotiations, "Notes for an address by Ambassador J.H. Warren, Canadian Coordinator for the Multilateral Trade Negotiations, to the International Institute of Synthetic Rubber Producers, Vancouver" (May 1979), as edited.
7. Office of the Coordinator, Multilateral Trade Negotiations, "Notes for an address by Ambassador J.H. Warren, Canadian Coordinator for the Multilateral Trade Negotiations, to the Canadian Textile Institute" (June 1979), as edited.
8. Office of the Coordinator, Multilateral Trade Negotiations, "Notes for an address by Ambassador J.H. Warren, Canadian Coordinator for the Multilateral Trade Negotiations to the Canadian Manufacturers Association, Toronto" (August 1979), as edited.
9. Government of Canada, Multilateral Trade Negotiations, 1973-79, pp. 97-99, 111-112.
10. James Rusk, "Experts get new challenge from tariff cuts, Globe and Mail, July 14, 1979, p. B1.

B. Supplementary Readings:

1. Clarence L. Barber, "Looking Outward: A New Trade Strategy for Canada, A Comment", (1976) 2 Canadian Public Policy, pp. 113-119.
2. R.J. Wonnacott, "Canada's Future in a World of Trade Blocs: A Proposal" (1975) 1 Canadian Public Policy, pp. 118-130.
3. Maurice Archer, Canada's Economic Problems and Politics (1975).
4. Thomas L. Powrie and Bruce W. Wilkinson, "Canadian Trade Patterns and Commercial Policy" in Lawrence H. Officer and L.B. Smith (eds.), Issues in Canadian Economics (1974), pp. 56-68.
5. J.R. Melvin, The Tax Structure and Canadian Trade (1975).
6. Klaus Stegemann, Canadian Non-Tariff Barriers to Trade (1973).
7. Harry G. Johnson and Stanley D. Metzger (eds.), International Negotiations on Non-Tariff Barriers to Trade (1973).
8. C. Fred Bergsten, Completing the GATT: Toward New International Rules to Govern Export Controls (1974).
9. Sidney Golt, The GATT Negotiations, 1973-75: A Guide to the Issues (1974).
10. Kenneth W. Dam, The GATT (1970).

(ii) Advisory CouncilsA. Required Readings:

1. Richard W. Phidd, "The Economic Council of Canada: Its establishment, structure, and role in the Canadian policy-making system, 1963-74" (1975) Canadian Public Administration, pp. 435-473, as edited.
2. C. Lloyd-Brown-John, "Advisory Agencies in Canada: An Introduction" (1979), 22 Canadian Public Administration 72, as edited.

B. Supplementary Readings:

1. R.W. Phidd, "The Role of Central Advisory Councils: The Economic Council of Canada", in G. Bruce Doern and Peter Aucoin (eds.), The Structures of Policy-Making in Canada (1971), pp. 204-245.
2. Richard W. Phidd and G. Bruce Doern, The Politics and Management of Canadian Economic Policy (1978), pp. 182-185.
3. Gilles Paquet, "The Economic Council as Phoenix" in Trevor Lloyd and Jack McLeod (eds.) Agenda 1970 (1968), pp. 135-158.
4. John Deutsch, "Governments and their advisors" (1973) 16 Canadian Public Administration, pp. 25-34.
5. Mitchell Sharp, "The Role of Economic Advice in Political Decisions" (mimeo, June 30, 1978).
6. Economic Council of Canada, Eighth Annual Review: Design for Decision-Making (1971).
7. Ronald S. Ritchie, An Institute for Research on Public Policy (1971).
8. G. Bruce Doern, Political Policy-Making: A Commentary on the Economic Council's Eighth Annual Review and the Ritchie Report (1972).
9. Behn, "The Take Down of Sunset Laws", The Public Interest (Fall, 1977), p. 103.

(iii) Federalism and Regionalism

A. Required Readings:

1. Alan Cairns, "The Governments and Societies of Canadian Federalism" (1977) 10 Canadian Journal of Political Science, pp. 696-725, as edited.
2. Donald V. Smiley, "Territorialism and Canadian Political Institutions", (1977) 3 Canadian Public Policy, pp. 449-456, as edited.

3. Richard Simeon, "Criteria for Choice: A Survey of the Issues," Paper presented at the Law and Economics Workshop, Faculty of Law, University of Toronto, March 7, 1979, as edited.

B. Supplementary Readings:

1. Richard Simeon, "Regionalism and Canadian Political Institutions" (1976) 82 Queen's Quarterly, pp. 499-511. 82 Queen's
2. Richard Simeon and David Elkins, "Regional Political Cultures in Canada" (1974) 7 Canadian Journal of Political Science, pp. 397-437.
3. Donald V. Smiley, "The Structural Problem of Canadian Federalism" in Paul Fox (ed.), Politics: Canada (4th, 1977), pp. 52-64.
4. J.E. Hodgetts, "Regional Interests and Policy in a Federal Structure" in J. Peter Meekison (ed.), Canadian Federalism; Myth or Reality? (3d, 1977), pp. 280-291.
5. David Bell, "Regionalism in the Canadian Community" in Paul Fox (ed.), Politics: Canada (4th, 1977), pp. 79-89.
6. Richard Schultz, "Interest Groups and Intergovernmental Negotiations: Caught in the Vise of Federalism" in J. Peter Meekison (ed.), Canadian Federalism; Myth or Reality? (3d, 1977), pp. 375-396.
7. Mark Sproule-Jones, Public Choice and Federalism in Australia and Canada (1975).
8. J.S. Dupre et al., Federalism and Policy Development: The Case of Adult Occupational Training in Ontario (1973).
9. A.E. Safarian, Canadian Federalism and Economic Integration (1974).
10. Anthony G.S. Careless, Initiative and Response (1977).
11. Mildred Schwartz, Politics and Territory (1974).

(iv) Structure and NegotiationA. Required Readings:

1. Gilbert R. Winham, "Managing Change in the Canadian Policy Process: The Case of M&N", Paper presented at the Annual Meeting of the Canadian Political Science Association, 1978 pp. 1-22.
2. E.M. Dobell, "Interdepartmental Management in External Affairs" (1978) 21 Canadian Public Administration, pp. 94-99, as edited.
3. A.W. Johnson, "Public policy: creativity and bureaucracy" (1978) 21 Canadian Public Administration, pp. 5-11, as edited.
4. Gilbert R. Winham, "Negotiation as a Management Process" (1977) 25 World Politics, pp. 87-114, as edited.

B. Supplementary Readings:

1. John W. Langford, Transport in Transition (1976).
2. R.B. Byers, "Structural change and the policy process in the Department of National Defence: Military perceptions" (1973) 16 Canadian Public Administration, pp. 220-242.
3. George W. Downs, Bureaucracy, Innovation, and Public Policy (1976).
4. Victor Thompson, "Bureaucracy and Innovation" (1965) 10 Administrative Science Quarterly, pp. 1-20.
5. Jeffrey Pressman and Aaron Wildavsky, Implementation (1973), pp. 128-144.
6. J. William Zartman, "Negotiations: Theory and Reality" (1975) 29 Journal of International Affairs, pp. 69-77.
7. Gilbert R. Winham, "Complexity in International Negotiation" in Daniel Druckman (ed.), Negotiations: A Social Psychological Perspective (1977).
8. Finn Gundelach, "The Kennedy Round of Trade Negotiations: Results and Lessons" in Frans Alting von Geusen (ed.) Economic Relations after the Kennedy Round (1969).
9. J. Terrence Morley, "The Justice Department Commission: overcoming bureaucratic resistance to innovative policy-making" (1976) 19 Canadian Public Administration, pp. 121-139.

PART E: POLICY FORMATION AND THE ENERGY SECTOR, 1973-1975I. BACKGROUND DOCUMENT

1. The Evolution of Canadian Oil and Gas Policy, 1973 to 1975

II. PRIMARY DOCUMENTSA. Required Readings:

1. National Energy Board, Report to the Minister of Energy, Mines and Resources in the Matter of the Exploration of Oil (October 1974), pp. 2-13 to 2-14, 6-1 to 6-8, appendix 2-vi.
2. Map of Athabasca Oil Sands, Larry Pratt, The Tar Sands (1976), p. 8.
3. Statement of Hon. Donald Macdonald, Minister of Energy, Mines and Resources to the House, February 4, 1975.
4. Statement of Premier Peter Lougheed to the Alberta Legislature, February 4, 1975.
5. The Winnipeg Agreement, February 3, 1975.
6. Order of Reference to the Standing Committee on Natural Resources and Public Works, March 3, 1975, Minutes of Proceedings, p. 6:3.
7. Appropriation Act No. 1, 1975, S.C. 1974-75-76, c. 36, Vote L12d.
8. Statement of Hon. Donald Macdonald, Minister of Energy, Mines and Resources to the Standing Committee on Natural Resources and Public Works, March 3, 1975, Minutes of Proceedings, pp. 6:7-6:14.
9. Some Questions and Answers from the Standing Committee on Natural Resources and Public Works, March 3, 1975, Minutes of Proceedings, pp. 6:15-6:18, 6:20-6:25.
10. Correspondence relating to the Syncrude Project.
11. Excerpts from the Budget address of the Honourable John N. Turner, Minister of Finance (May 6, 1974), Canada, House of Commons, Debates, 1974, 2nd Session, 29th Parliament, Vol. II, pp. 2079-2080.

12. Tables regarding federal and provincial taxation of oil and natural gas, 1973-1975.
13. Office of the Premier of Ontario, Oil Pricing and Security: A Policy Framework for Canada (August 1979), pp. 17-18.

III. RELATED READINGS

(i) The Issues.

A. Required Readings:

1. Peter Nulty, "Canada Goes After the Energy in the Tar Sands" Fortune, (May, 1978) pp. 72-78.
2. Larry Pratt, The Tar Sands: Syncrude and the Politics of Oil (1976) pp. 115-187 "as edited".
3. Department of Energy, Mines and Resources, "State Participation in the Canadian Energy Industry" in EMR, An Energy Policy for Canada -- Phase 1 (1973), Volume 1. p. 179.
4. EMR, An Energy Strategy for Canada (Summary) (1976), p. 23.

B. Supplementary Readings:

1. Larry Pratt, "The State and Province-Building: Alberta's Development Strategy" in Panitch, The Canadian State: Political Economy and Political Power (1977).
2. E.W. Erikson and L. Waverman, The Energy Question: An International Failure of Policy (1974) Volumes 1 and 2.
3. J. Laxer, The Energy Poker Game: The Politics of The Continental Resources Deal (1970).
4. J. Laxer, Canada's Energy Crisis (1974).
5. R.S. Ritchie, "Public Policies Affecting Petroleum Development in Canada" (1975) 1 Canadian Public Policy 66.
6. T.L. Burton, Natural Resource Policy in Canada (1972).

7. Science Council of Canada Report No. 19, Natural Resource Policy Issues in Canada
8. Science Council of Canada, Report No. 27, Essays in Aspects of Resource Policy.
9. Department of Energy, Mines and Resources, An Energy Policy for Canada -- Phase 1 (1973) Volumes 1 and 2.
10. Department of Energy, Mines and Resources, An Energy Strategy for Canada: Policies for Self-Reliance (1976).
11. "Tax and Royalty Treatment of the Extractive Industries -- Impact and Implications" (1974), Report of Proceedings of the Twenty-Sixth Tax Conference Convened by the Canadian Tax Foundation 6.
12. "Tax and Royalty Treatment of the Petroleum Industry -- 1974-75" (1975), Report of Proceedings of the Twenty-Seventh Tax Conference Convened by the Canadian Tax Foundation 122.
13. "Tax and Royalty Treatment of the Mining Industry -- 1974-75" (1975), Report of Proceedings of the Twenty-Seventh Tax Conference Convened by the Canadian Tax Foundation 394.
14. R.D. Brown, "The Eighth over Resource Profits" (1974), 22 Canadian Tax Journal 315.

(ii) Interest Groups

A. Required Readings:

1. G.R. Berry, "The Oil Lobby and The Energy Crisis" (1974) 17 Canadian Public Administration, as edited in Rea & McLeod, Business and Government in Canada (2nd, 1976)
2. A. Paul Pross, "Pressure Groups: Adaptive Instruments of Political Communications", in A. Paul Pross (ed.), Pressure Group Behaviour in Canadian Politics (1975), pp. 1-26, as edited.
3. Helen Jones Dawson, "National Pressure Groups and the Federal Government" in A. Paul Pross (ed.), Pressure Group Behaviour in Canadian Politics (1975), pp. 35-49, as edited.

4. Peter Aucoin, "Pressure Groups and Recent Changes in the Policy-Making Process" in Pross, Pressure Group Behaviour in Canadian Politics (1975) pp. 174-192.
5. M.J. Trebilcock, L. Waverman and J. R. S. Prichard, "Markets for Regulation: Implications for Performance Standards and Institutional Design" in O.E.C., Government Regulation (1978) at pp. 39-42 and 53-58.

B. Supplementary Readings:

1. Martin L. Friedland, "Pressure Groups and the Development of the Criminal Law", in P.R. Glazebrook (ed.), Reshaping the Criminal Law: Essays in Honour of Glanville Williams (1978), pp. 202-239.
2. W.T. Stanbury, "Lobbying and Interest Group Representation in the Legislative Process", Paper presented at Institute for Research on Public Policy, Conference on the Legislative Process, 1978.
3. W.T. Stanbury, Business Interests and the Reform of Canadian Competition Policy, 1971-1975 (1977).
4. Clive Baxter, "Lobbying-Ottawa's Fast-Growing Business" in Paul W. Fox (ed.), Politics: Canada (4th, 1977), pp. 206-210.
5. Robert Prethus, "Interest Groups and the Canadian Parliament: Activities, Interaction, Legitimacy, and Influence" (1971) 4 Canadian Journal of Political Science, pp. 444-460.
6. Freda Hawkins, Canada and Immigration: Public Policy and Public Concern (1972), pp. 291-322.
7. Richard Van Loon and Michael S. Whittington, The Canadian Political System (2d, 1976) pp. 292-309.
8. Graham Wootton, Interest Groups (1970).
9. Jonah Goldstein, "Public Interest Groups and Public Policy: The Case of the Consumers' Association of Canada" (1979), 12 Canadian Journal of Political Science 137
10. J.E. Anderson, "Pressure Groups and the Canadian Bureaucracy" in Kenneth Kernaghan (ed.), Public Administration in Canada (3d, 1977), pp. 292-300 as edited.
11. A. Paul Pross, 'Canadian pressure groups in the 1970's: their role and their relations with the public service" (1975) 18 Canadian Public Administration, pp. 121-135.

12. Michael J. Trebilcock, "Winners and Losers in the Modern Regulatory System: Must the Consumer Always Lose? (1975) 13 Osgoode Hall Law Journal, pp. 619-647.
13. E. Gellhorn, "Public Participation in Administrative Proceedings" (1972) 81 Yale Law Journal 359.
14. Donald Barry, "Interest Groups and the Foreign Policy Process: The Case of Biafra" in A. Paul Pross (ed.), Pressure Groups Behaviour in Canadian Politics (1975), pp. 115-145.
15. Michael Clague, "Citizen Participation in the Legislative Process" in James A. Draper (ed.), Citizen Participation: Canada (1971), pp. 30-44.
16. D. Paul Emond, "Participation and the Environment: A Strategy for Democratizing Canada's Environmental Protection Laws" (1975) 13 Osgoode Hall Law Journal 783.
17. Rianne Mahon, "Canadian Public Policy: The Unequal Structure of Representation" in Panitch, The Canadian State (1977) at pp. 182-192.

(iii) Treasury Board and the Expenditure Process

A. Required Readings:

1. D.G. Hartle, The Expenditure Budget Process in the Government of Canada (1978) at pp. 12-19.
2. D.G. Hartle, "Techniques and Processes of Administration" (1976) 19 Canadian Public Administration 21.
3. J.B. Stewart, The Canadian House of Commons (1977) pp. 108-127.
4. D.G. Hartle, The Expenditure Budget Process in the Government of Canada (1978) pp. 26-50.
5. Colin Campbell and George J. Szablowski, The Super-Bureaucrats: Structure and Behaviour in Central Agencies (1979), pp. 94-104.
6. The Tax Legislative Process Committee, "The Tax Legislative Process" (1978), 21 Canadian Public Administration 324, pp. 324-328.
7. Thomas d'Aquino, G. Bruce Doern and Cassandra Blair, Parliamentary Government in Canada: A Critical Assessment and Suggestions for Change (1979), pp. 8-10.
8. Wayne Cheveldayoff, "Conservative spending decisions to decrease Treasury Board role," Globe and Mail, July 30, 1979.

B. Supplementary Readings:

1. Aaron Wildavsky, The Politics of the Budgetary Process (2nd, 1974)
2. D.G. Hartle, A Theory of the Expenditure Budgetary Process (1976).
3. R.M. Bird, The Growth of Government Spending in Canada (1970).
4. C.L. Shultz, The Politics and Economics of Public Spending (1968).
5. G.W. Stead, "The Treasury Board of Canada", IPAC Proceedings (1955) pp. 79-96.
6. W.L. White and J.C. Strick, "The Treasury Board and Parliament", (1967) Canadian Public Administration 209.
7. Royal Commission on Government Organization, (1962) Report No. 2, pp. 130-134.
8. A.W. Johnson, "The Treasury Board of Canada and the Machinery of Government of the 1970's" (1971) 4 Canadian Journal of Political Science 346 as edited in Fox, Politics: Canada (4th, 1977) pp. 482-496.
9. Herbert R. Balls, "The Watchdog of Parliament: The Centenary of the Legislative Audit" (1978), 21 Canadian Public Administration 585.
10. D.G. Hartle, "Canada's watchdog growing too strong?" Globe and Mail, January 10, 1979.
11. G.B. Doern, "The Budgetary Process and the Policy Role of the Federal Bureaucracy" in Doern and Aucoin, The Structures of Policy-Making in Canada (1971).
12. D.G. Hartle, "A Proposed System of Program and Policy Evaluation" (1973) 6 Canadian Public Administration 243.
13. J.E. Hodgetts, "The Treasury Board: Cabinet's Management Arm", chapter 11 in Hodgetts, The Canadian Public Service (1973) pp. 241-262.
14. Michael Hicks, "The Treasury Board of Canada and Its Clients: Five Years of Change and Administrative Reform 1966-71" (1973) 16 Canadian Public Administration 182.

(iv) Standing Committees and ParliamentA. Required Readings:

1. C.E.S. Franks, "The Dilemma of the Standing Committees of the Canadian House of Commons" (1971) 4 Canadian Journal of Political Science 451.
2. John B. Stewart, "The Standing Committees: The Pattern Varied" in Stewart, The Canadian House of Commons (1977) pp. 157-197 at pp. 188-189.
3. M. MacGuigan, "Decision-Making in Public Policy" in Weisstub, Law and Policy (1976) pp. 8-19.
4. T.A. Hockin, "The Advance of Standing Committees in Canada's House of Commons: 1965 to 1970" (1970) 13. Can. Pub. Admin. 185 at p. 202.
5. Thomas d'Aquino, G. Bruce Doern and Cassandra Blair, Parliamentary Government in Canada: A Critical Assessment and Suggestions for Change (1979), pp. 85-91.

Supplementary Readings:

1. Mitchell Rush, "The Development of the Committee System in the Canadian House of Commons: Diagnosis and Revitalization" (1974) 55 The Parliamentarian 86.
2. Michael Rush, "The Development of the Committee System in the Canadian House of Commons: Reassessment and Reform" (1974) 55 The Parliamentarian 149.
3. M. MacGuigan, "Backbenchers, The New Committee System, and the Caucus" in Fox, Politics: Canada (4th, 1977) pp. 431-438 at pp. 435-438.

2. C.F. Lindbloom, Politics and Markets: The World's Political-Economic Systems (1978).
3. N.H. Keehn, "A World of Becoming: From Pluralism to Corporation" (1976) 9 Polity 19.
4. W. Friedman and J.F. Garner, Government Enterprise (1970).
5. Bruce L.R. Smith, The New Political Economy: The Public Use of the Private Sector (1975).

PART F: THE NORTHERN PIPELINE CASE STUDY

I. BACKGROUND DOCUMENT

1. Northern Pipelines, August, 1977.

II. PRIMARY DOCUMENTS

A. Required Readings:

1. Chronology of Events, Alaska Highway Pipeline Inquiry (Lysyk Report), pp. 21-3.
2. National Energy Board Act, R.S.C. 1970, c. N-6 (as amended), ss. 2, "Board" "certificate" "gas" "Minister" "oil" "pipeline", 11, 25, 26, 27, 28, 44, 45, 46, 48.
3. Territorial Lands Act, R.S.C. 1970, c. T-6 (as amended), ss. 2 "territorial lands", 4, 19(h).
4. Maps illustrating the pipeline options, Alaska Highway Pipeline Inquiry (Lysyk Report), p. 6.
5. Order-in-Council, P.C. 1974-641, March 21, 1974, The Mackenzie Valley Pipeline Inquiry (Berger Report), Vol. 2, appendix 2, p. 233-5.
6. Letter to the Minister, April 15, 1977, The Mackenzie Valley Pipeline Inquiry (Berger Report), Vol. 1, pp. vii-xxvii, as edited.
7. Gallup Poll Report, Public Opinion on the Berger Report, July 16, 1977.
8. Terms of Reference, April 19, 1977, Alaska Highway Pipeline Inquiry (Lysyk Report), appendix A, p. 155.

9. Letter to the Minister, July 29, 1977, Alaska Highway Pipeline Inquiry (Lysyk Report), pp. v-xiv.
10. National Energy Board, Reasons for Decision: Northern Pipelines, July 7, 1977, Vol. 1, pp. 1-159 to 1-189, as edited.
11. Northern Pipeline Act, S.C. 1977-78, c.20, Royal Assent April 12, 1978, proclaimed (except s. 38) April 13, 1978, heading, ss. 2 "Agency" "Agreement" "Board" "Minister" "pipeline". 3, 4, 5(1), 6(1), 9, 14, 16, 17, 18(1) (1.1), 19, 20, 23, 23.1, 37(1), Schedule I p. 1-15 Annex 5, Schedule II, Schedule III p. 1, 2, 7, 8, 9, 10, 12, 18.1.

III. RELATED READINGS

(i) Introductory Materials

A. Required Readings:

1. Eric Kierans, "The Day Cabinet was Misled" (1973-74) 53 Canadian Forum 4-8.
2. John N. McDougall, "Regulation Versus Politics: The National Energy Board and the Mackenzie Valley Pipeline" in Axline et al., Continental Community? (1974) 250 at pp. 250-253.

B. Supplementary Readings:

1. A. Axline et al., Continental Community? Independence and Integration in North America (1974).
2. T.R. Berger, "The Mackenzie Valley Pipeline Inquiry" (1976) 83 Queen's Quarterly.
3. F. Bregha, "The Mackenzie Valley Pipeline and Canadian Natural Gas Policy" (1977) 3 Canadian Public Policy 63.
4. R.F. Keith et al., Northern Development and Technology Assessment (1976).
5. K.J. Rea, The Political Economy of Northern Development (1976).
6. E.J. Dosman, The Arctic in Question (1976).
7. J.F. Helliwell, "Arctic Pipelines in the Context of Canadian Energy Requirements" (1977) 3 Canadian Public Policy 344.
8. Peter H. Pearse, The Mackenzie Pipeline: Arctic Gas and Canadian Energy Policy (1974).

9. Edgar J. Dosman, The National Interest: The Politics of Northern Development 1968-75 (1975).
10. Earle Gray, Super Pipe: The Arctic Pipeline-World's Greatest Fiasco, (1979)

(ii) Governmental Decision-Making: The Bureaucratic Politics Model

A. Required Readings:

1. Francis E. Rourke, Bureaucracy, Politics, and Public Policy (2d, 1976), pp. 109-142, as edited.
2. Simon McInnes "Bureaucratic Politics in Canada", Paper prepared for Public Policy Formation course, Law and Economics Programme, Faculty of Law, University of Toronto, 1978, as edited.
3. Peter Self, Administrative Theories and Politics (1973), pp. 87-120, as edited.

B. Supplementary Readings:

1. Dan Caldwell, "Bureaucratic Foreign Policy-Making", (1977) 21 American Behavioural Scientist, pp. 87-110.
2. Leon V. Sigal, "Bureaucratic Politics and Tactical Use of Committees: The Interim Committee and the Decision to Drop the Atomic Bomb" (1978) 10 Polity, pp. 326-364.
3. Graham T. Allison and Peter Szanton, Remaking Foreign Policy (1976).
4. S. Krasner, "Are bureaucrats important? Or Allison wonderland" (1972) 7 Foreign Policy, pp. 159-179.
5. Morton H. Halperin, Bureaucratic politics and Foreign Policy (1974).
6. Yehezkel Dror, Public Policymaking Reexamined (1968), pp. 164-176.
7. Graham T. Allison, The Essence of Decision (1971), pp. 144-184.
8. Graham T. Allison and Morton H. Halperin, "Bureaucratic Politics: A Paradigm and Some Policy Implications" (1972) 24 World Politics, pp. 40-79.

(iii) Ad Hoc Commissions and Agencies as Policy-MakersA. Required Readings:

1. T.R. Berger, The Report of the Mackenzie Valley Pipeline Inquiry (1977), Volume 2, pp. 223-230.
2. Law Reform Commission of Canada, Commissions of Inquiry, (1977) pp. 7-20.
3. V. Seymour Wilson, "The Role of Royal Commissions and Task Forces" in Doern and Aucoin, The Structures of Policy-Making in Canada (1971) p. 113 at pp. 113-120.
4. J.E. Hodgetts, "Should Canada Be De-Commissioned? A Commoner's View of Royal Commissions" (1964) 70 Queen's Quarterly 475.

B. Supplementary Readings:

1. F.E. Rourke, Bureaucracy, Politics and Public Policy (2nd, 1976) pp. 81-108.
2. Richard A. Chapman, The Role of Commissions in Policy-Making (1973).
3. L. Axworthy, "The Housing Task Force: A Case Study" in Doern and Aucoin, The Structures of Policy-Making in Canada (1971) pp.130-153.
4. G.T. Sulzner, "The Policy Process and the Uses of National Governmental Study Commissions" (1971) Western Political Quarterly pp. 438-448.
5. J.C. Courtney, "In Defence of Royal Commissions" (1969) 12 Canadian Public Administration 198.
6. G.B. Doern, "The Role of Royal Commission in the General Policy Process and in Federal-Provincial Relations" (1967) 10 Canadian Public Administration 417.
7. W.I. Gillespie, "Decision Making by Official Commission" in Robinson and Cutt, Public Finance in Canada: Selected Readings (1968) pp. 57-60.
8. N.C. Thomas and H.L. Wolman, "The Presidency and Policy Formulation: The Task Force Device" (1969) 29 Public Administration Review 459.

(iv) Political Feasibility

A. Required Readings:

1. Arnold J. Meltsner, "Political Feasibility and Policy Analysis" (1972) 32 Public Administration Review 859-867.

B. Supplementary Readings:

1. Yehezkel Dror, Ventures in Policy Sciences (1971), chapter 8, "Prediction of Political Feasibility", pp. 83-92.

(v) Comparative Study

B. Supplementary Readings:

1. Hugh G. Thorburn, "Parliament and Policy-Making: The Case of the Trans-Canada Gas Pipeline" (1957) 23 Canadian Journal of Economics and Political Science 516.
2. W. Kilbourn, Pipeline: Trans-Canada and The Great Debate, A History of Business and Politics (1970).

(vi) Some Implications of Bureaucratic Growth

A. Required Readings:

1. Alan C. Cairns, "The Other Crisis of Canadian Federalism" (1979), 22 Canadian Public Administration 175.

B. Supplementary Readings:

1. Albert Breton and Ronald Wintrobe, "Bureaucracy and State Intervention: Parkinson's Law?" (1979), 22 Canadian Public Administration 208.
2. David M. Cameron, "Power and Responsibility in the Public Service: Summary of Discussions" (1978), 21 Canadian Public Administration 358.
3. Kenneth Kernaghan, "Challenging Concepts of Power and Responsibility in the Canadian Public Service" (1978), 21 Canadian Public Administration 389.
4. M.J.L. Kirby, H.V. Kroeker and W.R. Teschke, "The Impact of Public Policy-Making Structures and Processes in Canada" (1979), 21 Canadian Public Administration 407.

5. H.G. Thorburn, "Canadian Pluralist Democracy in Crisis" (1978),
11 Canadian Journal of Political Science 723.